

BLACK DIAMOND CITY COUNCIL MINUTES
Council Meeting of March 21, 2019
Council Chamber, 25510 Lawson Street, Black Diamond, Washington

CALL TO ORDER, FLAG SALUTE:

Mayor Benson called the regular meeting to order at 7:00 p.m. and led us all in the Flag Salute.

ROLL CALL:

PRESENT: Councilmembers Deady, Oglesbee, Edelman, Stout, and Wisnoski.

ABSENT: None

Staff present: Barbara Kincaid, Community Development Director; Chief Smith; David Linehan, City Attorney; and Brenda L. Martinez, City Clerk.

AGENDA REVIEW AND APPROVAL:

Councilmember Edelman **moved** to approve the agenda; **second** Councilmember Deady. Motion **passed** with all voting in favor (5-0).

APPOINTMENTS, ANNOUNCEMENTS, PROCLAMATIONS AND PRESENTATIONS:

Enumclaw High School FFA Debate Team – Members of the debate team shared with Council their debate skit regarding the opening of the John Henry Mine in Black Diamond. They noted this is only a skit and does not represent any of their views on this topic.

Fire – Chief Smith shared with Council a PowerPoint presentation on “Fire Apparatus 101 – Everything you wanted to know about modern fire apparatus”.

CONSENT AGENDA:

Councilmember Deady **moved** to adopt the Consent Agenda; **second** Councilmember Oglesbee. Motion **passed** with all voting in favor (5-0). The Consent Agenda was approved as follows:

- 1) **Claim Checks** – March 21, 2019 – Check No. 47293 through 47349 and EFTs in the amount of \$229,879.49
- 2) **Payroll** – February 28, 2019 – Check No. 19739 through 19755 and ACHs in the amount of \$307,902.46

- 3) **Minutes** – Special Council Meeting of February 21, 2019, Council Meeting of March 7, 2019
- 4) **AB19-018** – Ordinance No. 19-1119 Amending Chapter 3.24 of the Black Diamond Municipal Code, Updating the Petty Cash and Change Accounts

PUBLIC COMMENTS: None

PUBLIC HEARINGS:

- 5) **AB19-016A** – Continuation of Hearing on Proposed Ordinance No. 19-1120 Regarding Code Revisions to Chapter 18.50, Accessory Uses and Structures, and Chapter 18.56, Accessory Dwelling Units

Community Development Director Kincaid reported on this item and shared with Council Exhibit B that outlined the changes which were mostly legal in nature and suggested by the City Attorney.

Mayor Benson opened the public hearing at 7:56:34 p.m. There was no public testimony heard and the hearing was closed at 7:56:38 p.m.

There was Council discussion.

Councilmember Edelman **moved** to adopt Ordinance No. 19-1120 regarding code revisions to Chapter 18.50, Accessory Uses and Structures, and Chapter 18.56, Accessory Dwelling Units and amending Chapters 18.30 and 18.32 for consistency; **second** Councilmember Wisnoski. Motion **passed** with all voting in favor (5-0).

UNFINISHED BUSINESS: None

NEW BUSINESS:

- 6) **AB19-019** – Resolution No. 19-1298 Approving Oakpointe’s Use of the City’s Transfer of Development Rights Bank and Executing a TDR Trust Agreement with CCD Partners LLC and Establishing a TDR Transfer Fee

City Attorney Linehan reported to Council on this item.

There was back and forth discussion between Council and City Attorney Linehan on this item.

Councilmember Deady **moved** to adopt Resolution No. 19-1298 approving the removal of development rights from certain TDR sending sites, authorizing placement of development rights certificates into trust with the City’s TDR Bank; approving a TDR Trust Agreement with CCD Black Diamond Partners LLC; and establishing a TDR Transfer Fee; **second** Councilmember Oglesbee. Motion **passed** with all voting in favor (5-0).

REPORTS: None

MAYOR'S REPORT:

Mayor Benson reported attending the Legislative Town Hall meeting, the Volunteer Firefighters graduation and noted there were seven recruits who graduated and shared it was a well put together ceremony. She also attended the SCATBd meeting, South-end Mayor's meeting in Tukwila, meeting with Reagan Dunn where they toured the Cedar to Green River Trail, discussed parking lots used for trail heads between Black Diamond and Maple Valley and consider making them park and rides for citizens, and fish stocking in Lake Sawyer. She shared that on April 17 and in celebration for Earth Day there will be a ribbon cutting ceremony for the interpretive signs at the Regional Park.

COUNCIL REPORTS:

Councilmember Wisnoski shared that the City did not receive the frisbee golf grant for the park. He reported attending the Planning Committee meeting where they discussed ADU material and Comp Plan, kindergarten orientation at Black Diamond Elementary, Fire Ad Hoc meeting where they discussed the fire truck, interlocal agreement, annexation process and the need to think long term.

Councilmember Deady reported attending the Ad Hoc and Finance Committee meetings. She discussed having a Council retreat in May and suggested Councilmembers sending to the Clerk three short term and three long term goals. She also attended the Volunteer Firefighter graduation and noted the ceremony being very well done. She commented on liking the ideas shared by the Mayor regarding her meeting with Reagan Dunn. She touched on not being thrilled with the idea of a disk golf course and the need to ask the citizens what they want to see in the parks. She noted hearing the public ask for a dog park in Black Diamond. She added she attended the work session on the Comprehensive Plan update and Town Hall meeting where citizens were concerned with bicycle issues.

Councilmember Oglesbee reported attending the Planning Committee meeting where they discussed the TDR Program, a meeting at the museum with 4Culture and how they can help our community. She shared there is a vacancy on the Civil Service Commission and the notice is posted on the City's website. Kiwanis is having their annual Flapjack Fundraiser at the Applebee's in Covington and encouraged citizens to attend. She also gave a shout out for the Black Diamond PTA plant sale and the need to support this event.

Councilmember Edelman reported attending the Public Works Committee meeting where they discussed the utility code updates and right of way permits, Council work session and town hall meetings, and town hall meeting with legislators, volunteer firefighter graduation, and meeting with the Mayor and Reagan Dunn and noted how engaged Mr. Dunn is to help Black Diamond.

Councilmember Stout reported attending the Public Works and Finance Committee meetings, Town Hall meeting with Legislators, new recruit graduation and the City's Town Hall meeting where a citizen commented on the bike lane at the roundabout. She shared

that her family scoped that out and wondered if there could be a different design for future roundabouts. She noted she sent her availability regarding a Council retreat to the City Clerk and wondered if the Council couldn't address these issues at a regular meeting or work session as staff is stretched really thin right now.

There was back and forth conversation between Councilmembers regarding whether or not to hold a retreat.

ATTORNEY REPORT: None

PUBLIC COMMENTS: None


EXECUTIVE SESSION: None

ADJOURNMENT:

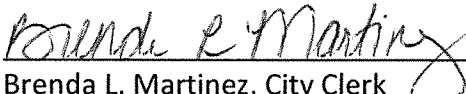
Councilmember Edelman **moved** to adjourn the meeting; **second** Councilmember Deady. Motion **passed** with all voting in favor (5-0).

The meeting ended at 8:45 p.m.

ATTEST:



Carol Benson, Mayor



Brenda L. Martinez, City Clerk